

**AN ORDINANCE**

**BY: CITY UTILITIES COMMITTEE**

**01-0-0869**

**AN ORDINANCE AUTHORIZING THE MAYOR  
TO ENTER INTO AN AGREEMENT WITH CSX  
RAILROAD FOR THE RECONSTRUCTION OF  
THE ERIN ROAD OUTFALL SEWER AND FOR  
OTHER PURPOSES.**

**WHEREAS**, the Department of Public Works has determined that the Erin Road Outfall sewer needs to be repaired; and

**WHEREAS**, this sewer line, by virtue of its condition is in need of immediate repair; and

**WHEREAS**, this sewer line traverses CSX Railroad property 850 feet west of milepost XXC-4; and

**WHEREAS**, a permit for reconstruction of this sewer is needed from CSX Railroad; and

**WHEREAS**, as part of the permit process, CSX Railroad also requires the City to enter in an agreement for reconstruction of this sewer.

**NOW, THEREFORE, BE IT ORDAINED BY THE ATLANTA CITY COUNCIL AS FOLLOWS:**

- Section 1)** That the Commissioner of the Department of Public Works and the City Attorney are hereby authorized to review, negotiate and revise the agreement between the City of Atlanta and CSX Railroad for the reconstruction of the Erin Road Outfall Sewer.
- Section 2)** That the Mayor, after review of said agreement by the City Attorney, is hereby authorized to sign this agreement and provide funds that are necessary for its implementation.
- Section 3)** That all costs associated with the execution of this agreement shall be charged to and paid from Account No: General Sewer Improvements 2J26 574001M24I02239999

TRANSMITTAL FORM FOR LEGISLATION

To Mayor's Office: Greg Pridgeon  
(for review & distribution to Executive Management)

Commissioner Signature *Harry J. Reid*

Director Signature *Lancelot Clark*

From: Originating Dept. Public Works

Contact (name) Lancelot Clark, P.E.

Committee(s) of Purview: CUC

Committee Deadline: 5/28/01

Committee Meeting Date(s) 6/12/01

City Council Meeting Date: 6/18/01

CAPTION:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CSX RAILROAD FOR THE RECONSTRUCTION OF THE ERIN ROAD OUTFALL SEWER AND FOR OTHER PURPOSES.

BACKGROUND/PURPOSE/DISCUSSION:

THE ERIN ROAD OUTFALL SEWER IS IN A STATE OF DISREPAIR. THIS SEWER TRAVERSES THE CSX RAILROAD TRACKS AT ERIN ROAD AND METROPOLITAN PARKWAY. IN ORDER TO ACCESS AND REPLACE THIS SEWER IT IS NECESSARY FOR THE CITY TO APPLY FOR A PERMIT AND ENTER INTO AN AGREEMENT WITH CSX RAILROAD TO CROSS THEIR PROPERTY.

FINANCIAL IMPACT (if any):

Mayor's Staff Only

Received by Mayor's Office: 6/1/01  
(date)

Reviewed: *JS*  
(initials) (date)

Submitted to Council: \_\_\_\_\_  
(date)

Action by Committee: ☐ Approved ☐ Adversed ☐ Held ☐ Amended  
☐ Substitute ☐ Referred ☐ Other